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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/791,991	03/02/2004	Stephen M. Pixley	· · · · · · · · · · · · · · · · · · ·	4873
4631	7590 01/25/2006		EXAMINER	
JACK C. MUNRO, INC. 28720 ROADSIDE DRIVE, STE. 225			WAGGONER, TIMOTHY R	
AGOURA HILLS, CA 91301			ART UNIT	PAPER NUMBER
	•		3651	
			DATE MAILED: 01/25/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

1) Responsive to communication(s) filed on 122772005. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1.2.4.6.8-12.14.15 and 18 is/are pending in the application. 4a) Of the above claim(s)	•		Application No.	Applicant(s)				
Timothy R Waggoner The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply	Office Action Summary		10/791,991	PIXLEY ET AL.				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address → Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Edentations for the major parameter under the provisor of 30 °FR 113(b), in an event, never, may arely be timely filled in the provision of 30 °FR 113(b), in an event, never, may arely be timely filled in the provision of the major and stability period will apply and apply and the provision of the major and the maj			Examiner	Art Unit				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CF4 1.38(a), in no event, however, may a ringly be timely filled. - Extensions of time may be available under the provisions of 37 CF4 1.38(a), in no event, however, may a ringly be timely filled. - If NO period for regly is specified above, the maximum statutory provide will apply and will expire King MONTH's from the mailing date of this communication. - Failure to reply within its set or extended period for reply will, by attentic cause the application to become AbANDONED (35 U.S. C.§ 135). And typely received by the Office in the time three mailing date of this communication, even if timely filed, may reduce any extended period to reply will. Draw and after the mailing date of this communication, even if timely filed, may reduce any extension and the mailing date of this communication. - Failure to reply within the set of extended period for reply will. Draw attention to exceed the communication, and the provided and the communication. - Failure to reply within the set of extended period for reply will. Draw attention to exceed the provided and the provided and the provided and the communication. - Failure to reply within the set of extended period and the provided an			Timothy R. Waggoner	3651				
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Application/Control Number: 10/791,991

Art Unit: 3651

DETAILED ACTION

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims rejected under 35 U.S.C. 102(b) as anticipated by Autocrib press release 01/10/2003.

The press release discloses claimed elements of the application and establishes an intent to disclose the invention approximately 14 months prior to the filing date.

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy R. Waggoner whose telephone number is (571) 272-8204. The examiner can normally be reached on Mon-Thu 8am-2pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gene Crawford can be reached on (571) 272-6911. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

TRW

SUPERVISORY PATENT EXAMINER